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Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

September 30, 2016

Brett Nielsen
Whitaker Construction Company Inc.
P.O. Box 430
Brigham City, Utah 84302

Subject: Approval of Amended Notice of Intention to Commence Small Mining Operations, Whitaker Construction Company, Inc., Herriman Pit, S/035/0044, Salt Lake County, Utah

Dear Mr. Nielsen:

The Division of Oil, Gas and Mining finds your amended Notice of Intention to Commence Small Mining Operations (NOI) complete. You are now permitted to conduct small mining activities as outlined in the amended NOI, provided you have approval from all other appropriate agencies. The approval or acceptance of a complete NOI does not relieve an operator from his responsibility to comply with the applicable statutes, rules, regulations, and ordinances of all local, state and federal agencies with jurisdiction over any aspect of the operator's mining operations. Enclosed please find a copy of the approved amendment to your NOI.

Please keep in mind the following regulatory requirements.

- The Division currently holds a reclamation surety for a five-acre disturbance for the Herriman Pit.
- If you encounter any archaeological or historical items, you are asked to notify this office, and State History of your find.
- Annual reports and permit fees are due by January 31st.

The Division's web page at <http://ogm.utah.gov> under the Minerals Program has a link to the rules under which you are expected to operate and to other information to assist you in complying with program requirements. Thank you for your cooperation. In reply, please refer to file number S/035/0044. If you have questions or concerns regarding this letter, please contact me at 801-538-5261 or Leslie Heppler at 801-538-5257.

Sincerely,

Paul B. Baker
Minerals Program Manager

PBB: lah: eb

Enclosure: Copy of approved map

cc: bthomas@herriman.org

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1594 West North Temple, Suite 1210, Salt Lake City, UT 84116

PO Box 145801, Salt Lake City, UT 84114-5801

telephone (801) 538-5340 • facsimile (801) 359-3940 • TTY (801) 538-7458 • www.ogm.utah.gov

